

Introduced by Senator BlockFebruary 18, 2014

An act to amend Sections 105, 2026, 2033, 2102, 2119, 2137, 2141, 2142, 2151, 2156, 2165, 2166, 2166.5, 2166.7, 2167, 2180, 2181, 2183, 2187, 2189, 2190, 2194, 2200, 2202, 2203, 2204, 2205, 2206, 2212, 2221, 3006, 3007.5, 3009, 3011, 3013, 3019, 3021, 3501, 9094, 14310, 16442, 16462, 17000, and 17001 of, and to add Sections 2101.5, 2101.6, and 2155.1 to, the Elections Code, to amend Sections 6254.4, 23365, 23374.13, and 57051 of the Government Code, to amend Section 12950.5 of, and to add Section 12500.5 to, the Vehicle Code, and to amend Section 60211 of the Water Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

SB 1061, as introduced, Block. Elections: voter registration.

Under existing law, a person qualified to vote may only register to vote by completing an affidavit of registration.

This bill would provide that all persons not already registered to vote who are qualified to be registered to vote and who complete an application for a new or renewed California driver's license, instruction permit, junior permit, or identification card with the Department of Motor Vehicles shall be registered to vote, unless the person declines to be registered to vote. Persons registered to vote under these provisions would be registered as having no party preference. If the person named on the application or form would not be 18 years of age at the time of the next election but otherwise satisfies the requirements to be registered to vote, he or she would be automatically registered to vote at the time that he or she will be 18 years of age by the time of the next election, unless the person declines to be registered to vote on the application or form. The bill would require the Department of Motor Vehicles to send

a duplicate of each of these documents to the elections official of the county in which the person named on the document resides, unless the person has not filled out the form in its entirety, has not supplied sufficient information to indicate that he or she satisfies the requirements to be registered to vote, declines to be registered to vote, or has indicated on the form that he or she is already registered to vote. The bill would require the Department of Motor Vehicles to keep the information collected confidential, unless the law requires otherwise. The bill would require the elections official to maintain these documents for voters who qualify to be registered to vote under the bill in a manner identical to which the affidavits of registration are maintained.

Under existing law, affidavits of registration are used to verify the residence of a voter, to verify the signature of a voter, and to verify the political affiliation of a voter. Existing law requires a county elections official to maintain the affidavits of registration for voters within the county, to maintain a voter registration index based upon the valid affidavits of registration for voters within the county, to keep voter information listed on the affidavit of registration confidential in certain circumstances, and to cancel the affidavits of registration for persons who are no longer qualified to vote. Existing law permits a county elections official to duplicate uncanceled affidavits of registration for the voters in the county and to store the information contained in the affidavits of registration by way of data processing equipment. Existing law requires the county elections official to maintain canceled affidavits of voter registration, as prescribed.

This bill would require that the completed applications of the Department of Motor Vehicles that cause a voter to become registered to vote be used for verification purposes in the same manner as affidavits of registration, with the exception of political party preference. The bill would also require that the completed applications of the Department of Motor Vehicles be maintained in the same manner as affidavits of registration, be included in the preparation of the voter index, be kept confidential in certain circumstances in the same manner as affidavits of registration, and be canceled in the same manner as affidavits of registration. The bill would permit a county elections official to duplicate completed applications of the Department of Motor Vehicles that cause voters to become registered to vote and to store the information contained in the applications and forms by way of data processing equipment. The bill would require the county elections official to

maintain canceled applications and forms that cause voters to be registered to vote.

Because the bill would require elections officials to provide a higher level of service, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 105 of the Elections Code is amended to
2 read:

3 105. (a) For purposes of verifying ~~signatures~~ *a signature* on
4 ~~any~~ *an* initiative, referendum, recall, nomination, or other election
5 petition or paper, the elections official shall determine that the
6 residence address on the petition or paper is the same as the
7 residence address on the affidavit of registration *or the duplicate*
8 *of the document that caused the voter to be registered to vote*
9 *pursuant to subdivision (a) of Section 2101.5.* If the addresses are
10 different, or if the petition or paper does not specify the residence
11 address, or, in the case of an initiative or referendum petition, if
12 the information specified in Section 9020 is not contained in the
13 petition, the affected signature shall not be counted as valid.

14 ~~Any~~
15 (b) A signature invalidated pursuant to this section shall not
16 affect the validity of ~~other~~ *another* valid ~~signatures~~ *signature* on
17 the particular petition or paper.

18 SEC. 2. Section 2026 of the Elections Code is amended to read:

19 2026. The domicile of a Member of the Legislature or a
20 Representative in the Congress of the United States shall be
21 conclusively presumed to be at the residence address indicated on
22 that person's currently filed affidavit of registration *or the duplicate*
23 *of the document that caused the voter to be registered to vote*
24 *pursuant to subdivision (a) of Section 2101.5.*

1 SEC. 3. Section 2033 of the Elections Code is amended to read:

2 2033. Whenever the house number or the mailing address of
3 a voter has been changed and the voter's domicile is the same, the
4 public agency authorizing the change shall notify the county
5 elections official in writing of the change and the county elections
6 official shall make the change on the voter's ~~affidavit of registration~~
7 and a new ~~affidavit~~ *registration* shall not be required.

8 SEC. 4. Section 2101.5 is added to the Elections Code, to read:

9 2101.5. (a) A person who is not registered to vote and properly
10 completes an application for a new or renewed California driver's
11 license, instruction permit, junior permit, or identification card
12 who satisfies the requirements to be registered to vote shall be
13 registered to vote, unless that person declines to be registered to
14 vote on the application. A person who is not currently registered
15 to vote and properly completes an application for a new or renewed
16 California driver's license, instruction permit, junior permit, or
17 identification card who will not be 18 years of age at the time of
18 the next election but otherwise satisfies the requirements to be
19 registered to vote shall be automatically registered to vote at the
20 time that he or she will be 18 years of age by the time of the next
21 election, unless that person declines to be registered to vote on the
22 application.

23 (b) A person may register to vote by completing an affidavit of
24 registration as provided for by this chapter.

25 (c) A person who is registered to vote pursuant to subdivision
26 (a) shall be registered as having no party preference. For purposes
27 of this code, a person who is registered pursuant to subdivision (a)
28 shall be treated as if he or she has declined to state a party
29 preference on the affidavit of registration pursuant to Section 2151.

30 (d) If a person who does not satisfy the requirements to be
31 registered to vote is registered to vote pursuant to subdivision (a),
32 he or she shall not suffer any legal penalty or loss of any benefit
33 to which he or she may otherwise be entitled unless he or she
34 intended to fraudulently register to vote.

35 SEC. 5. Section 2101.6 is added to the Elections Code, to read:

36 2101.6. (a) Upon receipt of the duplicate of the document from
37 the Department of Motor Vehicles, sent pursuant to Section
38 12500.5 of the Vehicle Code, the county elections official shall
39 examine the document and determine if the person named on the
40 document has supplied the information required to establish that

1 he or she is qualified to vote. If the person named on the document
2 is not currently registered to vote and the document indicates that
3 the person satisfies the requirements to be registered to vote, the
4 document shall be treated by the county elections official the same
5 as a completed affidavit of registration. If the person named on
6 the duplicate document will not be 18 years of age at the time of
7 the next election but otherwise satisfies the requirements to be
8 registered to vote, the person shall be automatically registered to
9 vote at the time that he or she will be 18 years of age by the time
10 of the next election.

11 (b) Registration to vote pursuant to subdivision (a) of Section
12 2101.5 shall be deemed effective if received by the Department
13 of Motor Vehicles on or before the 15th day prior to the election.

14 (c) The document received from the Department of Motor
15 Vehicles that caused a voter to be registered pursuant to subdivision
16 (a) of Section 2101.5 shall be maintained by the county elections
17 official in the same manner that the county elections official
18 maintains an affidavit of registration.

19 (d) For purposes of verifying a signature on a recall, initiative,
20 or referendum petition or a signature on a nomination paper or any
21 other election petition or election paper, a properly executed
22 application for a new or renewed California driver's license,
23 instruction permit, junior permit, or identification card filing form
24 that caused a person to be registered to vote pursuant to subdivision
25 (a) of Section 2101.5 shall be deemed effective for verification
26 purposes if both (1) the application or form is signed on the same
27 date or a date prior to the signing of the petition or paper, and (2)
28 the application or form is received by the county elections official
29 on or before the date on which the petition or paper is filed.

30 SEC. 6. Section 2102 of the Elections Code, as amended by
31 Section 2 of Chapter 899 of the Statutes of 2000, is amended to
32 read:

33 2102. (a) ~~A person may not be registered as a voter except by~~
34 ~~affidavit of registration. The~~ *An affidavit of registration* shall be
35 mailed or delivered to the county elections official and shall set
36 forth all of the facts required to be shown by this chapter. A
37 properly executed registration shall be deemed effective upon
38 receipt of the affidavit by the county elections official if received
39 on or before the 15th day prior to an election to be held in the
40 registrant's precinct. A properly executed registration shall also

1 be deemed effective upon receipt of the affidavit by the county
2 elections official if any of the following apply:

3 (1) The affidavit is postmarked on or before the 15th day prior
4 to the election and received by mail by the county elections official.

5 (2) The affidavit is submitted to the Department of Motor
6 Vehicles or accepted by any other public agency designated as a
7 voter registration agency pursuant to the National Voter
8 Registration Act of 1993 (42 U.S.C. Sec. 1973gg) on or before the
9 15th day prior to the election.

10 (3) The affidavit is delivered to the county elections official by
11 means other than those described in ~~paragraphs~~ *paragraph* (1) or
12 (2) on or before the 15th day prior to the election.

13 (b) For purposes of verifying ~~signatures~~ *a signature* on a recall,
14 initiative, or referendum petition or ~~signatures~~ *a signature* on a
15 nomination paper or any other election petition or election paper,
16 a properly executed affidavit of registration shall be deemed
17 effective for verification purposes if both (a) the affidavit is signed
18 on the same date or a date prior to the signing of the petition or
19 paper, and (b) the affidavit is received by the county elections
20 official on or before the date on which the petition or paper is filed.

21 (c) Notwithstanding any other ~~provision of~~ law to the contrary,
22 the affidavit of registration required under this chapter may not be
23 taken under sworn oath, but the content of the affidavit shall be
24 certified as to its truthfulness and correctness, under penalty of
25 perjury, by the signature of the affiant.

26 SEC. 7. Section 2102 of the Elections Code, as amended by
27 Section 2 of Chapter 364 of the Statutes of 2009, is amended to
28 read:

29 2102. (a) ~~A person may not be registered as a voter except by~~
30 ~~affidavit of registration. The~~ *An affidavit of registration* shall be
31 mailed or delivered to the county elections official and shall set
32 forth all of the facts required to be shown by this chapter. A
33 properly executed registration shall be deemed effective upon
34 receipt of the affidavit by the county elections official if received
35 on or before the 15th day prior to an election to be held in the
36 registrant's precinct. A properly executed registration shall also
37 be deemed effective upon receipt of the affidavit by the county
38 elections official if any of the following apply:

39 (1) The affidavit is postmarked on or before the 15th day prior
40 to the election and received by mail by the county elections official.

1 (2) The affidavit is submitted to the Department of Motor
2 Vehicles or accepted by any other public agency designated as a
3 voter registration agency pursuant to the National Voter
4 Registration Act of 1993 (42 U.S.C. Sec. 1973gg) on or before the
5 15th day prior to the election.

6 (3) The affidavit is delivered to the county elections official by
7 means other than those described in ~~paragraphs~~ *paragraph* (1) or
8 (2) on or before the 15th day prior to the election.

9 (b) For purposes of verifying ~~signatures~~ *a signature* on a recall,
10 initiative, or referendum petition or ~~signatures~~ *a signature* on a
11 nomination paper or any other election petition or election paper,
12 a properly executed affidavit of registration shall be deemed
13 effective for verification purposes if both of the following
14 conditions are satisfied:

15 (1) The affidavit is signed on the same date or a date prior to
16 the signing of the petition or paper.

17 (2) The affidavit is received by the county elections official on
18 or before the date on which the petition or paper is filed.

19 (c) Notwithstanding any other ~~provision of~~ law to the contrary,
20 the affidavit of registration required under this chapter may not be
21 taken under sworn oath, but the content of the affidavit shall be
22 certified as to its truthfulness and correctness, under penalty of
23 perjury, by the signature of the affiant.

24 (d) A person who is at least 17 years of age and otherwise meets
25 all eligibility requirements to vote may submit his or her affidavit
26 of registration as prescribed by this section. A properly executed
27 registration made pursuant to this subdivision shall be deemed
28 effective as of the date the affiant will be 18 years of age, if the
29 information in the affidavit of registration is still current at that
30 time. If the information provided by the affiant in the affidavit of
31 registration is not current at the time that the registration would
32 otherwise become effective, for his or her registration to become
33 effective, the affiant shall provide the current information to the
34 proper county elections official as prescribed by this chapter.

35 SEC. 8. Section 2119 of the Elections Code is amended to read:

36 2119. (a) In lieu of executing a new affidavit of registration
37 for a change of address within the ~~county~~ *county*, the county
38 elections official shall accept a notice or letter of the change of
39 address signed by a voter as he or she is registered.

(b) The county elections official shall accept a notification for the forthcoming election and shall change the address on the voter's affidavit of registration accordingly if the notification is executed on or before the 15th day prior to the election and if any of the following apply:

(1) The notification is postmarked on or before the 15th day prior to the election and received by mail by the county elections official.

(2) The notification is submitted to the Department of Motor Vehicles or accepted by any other public agency designated as a voter registration agency pursuant to the National Voter Registration Act of 1993 (42 U.S.C. Sec. 1973gg) prior to the election.

(3) The notification is delivered to the county elections official by means other than those described in paragraphs (2) (1) and (3) (2) on or before the 14th day prior to the election.

SEC. 9. Section 2137 of the Elections Code is amended to read:

2137. When ~~any~~ *an* elector is ~~registered~~, *registered by completing an affidavit of registration*, his or her name, residence, and residence telephone number, if furnished, shall be entered on the stub attached to the original affidavit. If for any cause the affidavit is spoiled in the course of execution or a mistake is made, the affidavit shall not be destroyed, but the name of the elector for whom it was intended, with his or her residence, shall be entered on the stub as in other cases, and the stubs and affidavits each marked with the word "spoiled."

SEC. 10. Section 2141 of the Elections Code is amended to read:

2141. (a) If the county elections official deems a duplicate file of voter ~~registration cards~~ *registrations* to be necessary for administrative purposes, the county elections official may prepare, upon the receipt in his or her office of ~~each~~ *the* original affidavit of ~~registration~~, *registration or the duplicate of the document that caused the voter to be registered to vote pursuant to subdivision (a) of Section 2101.5*, a reproduction thereof in compliance with the following conditions:

(a) (1) The ~~affidavit~~ *document* is photographed, microphotographed, or reproduced in a manner approved for permanent records by the National Bureau of Standards.

~~(b)~~

(2) The device used to reproduce the ~~affidavit~~ *document* is one that accurately reproduces the ~~original thereof~~ *document* in all details.

~~(e)~~

(3) The photographs, microphotographs, or other reproductions are placed in conveniently accessible files and provision is made for preserving, examining, and using the same.

(b) Wherever in this code the term ~~duplicate affidavit~~ “*duplicate affidavit*” is used it shall be deemed to include the reproduced affidavit authorized by this section.

~~Any~~

(c) A signature comparison required by this code may be made against ~~these duplicates~~: *a duplicate produced in compliance with this section.*

SEC. 11. Section 2142 of the Elections Code is amended to read:

2142. (a) If the county elections official refuses to register ~~any~~ *a* qualified elector in the county, the elector may proceed by action in the superior court to compel his or her registration. In an action under this section, as many persons may join as plaintiffs as have causes of action.

(b) If the county elections official has not registered ~~any~~ *a* qualified elector who claims to have registered to vote through the Department of Motor Vehicles or ~~any other~~ *a* public agency designated as a voter registration agency pursuant to the National Voter Registration Act of 1993 (42 U.S.C. Sec. 1973gg), the elector may proceed by action in the superior court to compel his or her registration. In an action under this section, as many persons may join as plaintiffs as have causes of action.

(c) ~~No~~ *A* fee shall *not* be charged by the clerk of the court for services rendered in an action under this section.

SEC. 12. Section 2151 of the Elections Code is amended to read:

2151. (a) At the time of ~~registering~~ *completing an affidavit of registration* and of transferring registration, an elector may disclose the name of the political party that he or she prefers. The name of that political party shall be stated in the affidavit of registration and the index.

1 (b) (1) The voter registration card shall inform the affiant that
2 an elector may decline to disclose a political party preference, but
3 a person shall not be entitled to vote the ballot of a political party
4 at a primary election for President of the United States or for a
5 party committee unless he or she has disclosed the name of the
6 party that he or she prefers or unless he or she has declined to
7 disclose a party preference and the political party, by party rule
8 duly noticed to the Secretary of State, authorizes a person who has
9 declined to disclose a party preference to vote the ballot of that
10 political party. The voter registration card shall further inform the
11 affiant that a registered voter may vote for any candidate at a
12 primary election for state elective office or congressional office,
13 regardless of the disclosed party preference of the registrant or the
14 candidate seeking that office or the refusal of the registrant or
15 candidate to disclose a party preference.

16 (2) The voter registration card shall include a listing of all
17 qualified political parties. As part of that listing, the voter
18 registration card shall also contain an option that permits the affiant
19 to decline to disclose a party preference. This option shall be placed
20 at the end of the listing of qualified political parties.

21 (c) A person shall not be permitted to vote the ballot of a party
22 or for delegates to the convention of a party other than the party
23 disclosed as preferred in his or her registration, except as provided
24 by Section 2152 or unless he or she has declined to disclose a party
25 preference and the party, by party rule duly noticed to the Secretary
26 of State, authorizes a person who has declined to disclose a party
27 preference to vote the party ballot or for delegates to the party
28 convention.

29 (d) As of the effective date of the statute that added this
30 subdivision, any voter who previously stated a political party
31 affiliation when registering to vote shall be deemed to have
32 disclosed that same party as his or her political party preference
33 unless the voter files a new affidavit of registration disclosing a
34 different political party preference or no political party preference.
35 Any voter who previously declined to state a party affiliation shall
36 be deemed to have declined to disclose a party preference unless
37 the voter files a new affidavit of registration disclosing a different
38 political party preference.

39 (e) The Secretary of State may continue to supply existing
40 affidavits of registration prior to printing new or revised forms

1 that reflect the changes required pursuant to any amendment made
2 to this section.

3 SEC. 13. Section 2155.1 is added to the Elections Code, to
4 read:

5 2155.1. Upon receipt of the duplicate of the document signed
6 by the voter from the Department of Motor Vehicles that caused
7 a voter to be registered pursuant to subdivision (a) of Section
8 2101.5, the county elections official shall inspect the voter index
9 to determine whether the person has been previously registered to
10 vote. If the county elections official determines that the person has
11 not previously been registered to vote, the county elections official
12 shall send the voter a voter notification by nonforwardable,
13 first-class mail, address correction requested, and a voter
14 registration card.

15 The voter notification shall be substantially in the following
16 form:

17
18 VOTER NOTIFICATION
19

20 You are registered to vote. Because you have not completed an
21 affidavit of voter registration, you are registered as declaring no
22 party preference.

23 You may vote in any election held 15 or more days after the date
24 shown on the reverse side of this card.

25 Your name will appear on the index kept at the polls.

26 Please contact your county elections office if the information
27 shown on the reverse side of this card is incorrect.

28 SEC. 14. Section 2156 of the Elections Code is amended to
29 read:

30 2156. The Secretary of State shall print, or cause to be printed,
31 the blank forms of the voter notification prescribed by ~~Section~~
32 ~~2155. Sections 2155 and 2155.1.~~ The Secretary of State shall
33 supply the forms to the county elections official in quantities and
34 at times requested by the county elections official. The Secretary
35 of State may continue to supply, and ~~the a~~ county elections ~~officials~~
36 *official* may continue to use, existing voter notification forms prior
37 to printing new or revised forms as required by any changes to
38 ~~Section 2155. 2155 or 2155.1.~~

39 SEC. 15. Section 2165 of the Elections Code is amended to
40 read:

1 2165. Affidavits of registration *and the duplicates of the*
2 *documents that caused voters to be registered to vote pursuant to*
3 *subdivision (a) of Section 2101.5* for the whole of each county
4 shall be filed, as fast as the registration progresses, in any orderly
5 arrangement as prescribed by the county elections official. If the
6 ~~affidavits~~ *documents* are not filed alphabetically without regard to
7 precinct, the county elections official shall, by electronic,
8 electromechanical, or other suitable means, provide, for general
9 use in his or her office, a comprehensive, printed alphabetical index
10 to the surnames of voters on all uncanceled ~~affidavits~~ *voter*
11 *registrations* for the whole of the county, whereby the affidavit of
12 registration of a voter or the duplicate of ~~any~~ *the document that*
13 *caused the voter to be registered to vote pursuant to subdivision*
14 *(a) of Section 2101.5* may be ascertained and produced. In the case
15 of voters having the same surname, the classification of names
16 appearing on the index shall extend to the given and, where
17 necessary, the middle name or initial.

18 SEC. 16. Section 2166 of the Elections Code is amended to
19 read:

20 2166. (a) ~~Any~~ *A person who is filing with the county elections*
21 *official a new affidavit of registration or reregistration or is*
22 *registered pursuant to subdivision (a) of Section 2101.5* may have
23 the information relating to his or her residence address, telephone
24 number, and e-mail address appearing on the ~~affidavit~~, *affidavit*
25 ~~or any the duplicate of the document that caused the voter to be~~
26 *registered to vote pursuant to subdivision (a) of Section 2101.5,*
27 *or a list or roster or index prepared therefrom, declared confidential*
28 *upon order of a superior court issued upon a showing of good cause*
29 *that a life-threatening circumstance exists to the voter or a member*
30 *of the voter's household, and naming the county elections official*
31 *as a party.*

32 (b) ~~Any~~ *A person granted confidentiality under subdivision (a)*
33 *shall:*

34 (1) Be considered a vote by mail voter for all subsequent
35 elections or until the county elections official is notified otherwise
36 by the court or in writing by the voter. A voter requesting
37 termination of vote by mail status thereby consents to placement
38 of his or her residence address, telephone number, and e-mail
39 address in the roster of voters.

(2) In addition to the required residence address, provide a valid mailing address to be used in place of the residence address for election, scholarly, or political research, and government purposes. The elections official, in producing ~~any~~ a list, roster, or index may, at his or her choice, use the valid mailing address or the word “confidential” or some similar designation in place of the residence address.

(c) ~~No~~ *An* action in negligence ~~may~~ *shall not* be maintained against ~~any~~ a government entity or officer or employee thereof as a result of the disclosure of the information which is the subject of this section unless by a showing of gross negligence or willfulness.

SEC. 17. Section 2166.5 of the Elections Code is amended to read:

2166.5. (a) ~~Any~~ *A person who is* filing with the county elections official a new affidavit of registration or reregistration *or is registered pursuant to subdivision (a) of Section 2101.5* may have the information relating to his or her residence address, telephone number, and e-mail address appearing on the ~~affidavit, affidavit or any the duplicate of the document that caused the voter to be registered to vote pursuant to subdivision (a) of Section 2101.5, or a list or roster or index prepared therefrom,~~ declared confidential upon presentation of certification that the person is a participant in the Address Confidentiality for Victims of Domestic Violence, Sexual Assault, and Stalking program pursuant to Chapter 3.1 (commencing with Section 6205) of Division 7 of Title 1 of the Government Code or a participant in the Address Confidentiality for Reproductive Health Care Service Providers, Employees, Volunteers, and Patients program pursuant to Chapter 3.2 (commencing with Section 6215) of that division.

(b) ~~Any~~ *A* person granted confidentiality under subdivision (a) shall:

(1) Be considered a vote by mail voter for all subsequent elections or until the county elections official is notified otherwise by the Secretary of State or in writing by the voter. A voter requesting termination of vote by mail status thereby consents to placement of his or her residence address, telephone number, and e-mail address in the roster of voters.

(2) In addition to the required residence address, provide a valid mailing address to be used in place of the residence address for

1 election, scholarly, or political research, and government purposes.
2 The elections official, in producing ~~any~~ a list, roster, or index may,
3 at his or her choice, use the valid mailing address or the word
4 “confidential” or some similar designation in place of the residence
5 address.

6 (c) ~~No~~ *An* action in negligence ~~may~~ *shall not* be maintained
7 against ~~any~~ a government entity or officer or employee thereof as
8 a result of the disclosure of the information that is the subject of
9 this section unless by a showing of gross negligence or willfulness.

10 (d) Subdivisions (a) and (b) shall not apply to any person granted
11 confidentiality upon receipt by the county elections official of a
12 written notice by the address confidentiality program manager of
13 the withdrawal, invalidation, expiration, or termination of the
14 program participant’s certification.

15 SEC. 18. Section 2166.7 of the Elections Code is amended to
16 read:

17 2166.7. (a) If authorized by his or her county board of
18 supervisors, a county elections official shall, upon application of
19 a public safety officer, make confidential that officer’s residence
20 address, telephone number, and e-mail address appearing on the
21 affidavit of ~~registration, in accordance with the terms and~~
22 ~~conditions of registration or the duplicate of the document that~~
23 *caused the voter to be registered to vote pursuant to subdivision*
24 *(a) of Section 2101.5, pursuant to this section.*

25 (b) The application by the public safety officer shall contain a
26 statement, signed under penalty of perjury, that the person is a
27 public safety officer as defined in subdivision (f) and that a
28 life-threatening circumstance exists to the officer or a member of
29 the officer’s family. The application shall be a public record.

30 (c) The confidentiality granted pursuant to subdivision (a) shall
31 terminate no more than two years after commencement, as
32 determined by the county elections official. The officer may submit
33 a new application for confidentiality pursuant to subdivision (a),
34 and the new request may be granted for an additional period of
35 not more than two years.

36 (d) ~~Any~~ *A* person granted confidentiality under subdivision (a)
37 shall:

38 (1) Be considered a vote by mail voter for all subsequent
39 elections or until the county elections official is notified otherwise
40 by the Secretary of State or in writing by the voter. A voter

1 requesting termination of vote by mail status thereby consents to
2 placement of his or her residence address, telephone number, and
3 e-mail address in the roster of voters.

4 (2) In addition to the required residence address, provide a valid
5 mailing address to be used in place of the residence address for
6 election, scholarly, or political research, and government purposes.
7 The elections official, in producing any list, roster, or index may,
8 at his or her choice, use the valid mailing address or the word
9 “confidential” or some similar designation in place of the residence
10 address.

11 (e) ~~No~~ *An* action in negligence ~~may~~ *shall not* be maintained
12 against ~~any~~ *a* government entity or officer or employee thereof as
13 a result of the disclosure of the information that is the subject of
14 this section unless by a showing of gross negligence or willfulness.

15 (f) “A public safety officer” has the same meaning as *a public*
16 *safety official as* defined in subdivision (a), (d), (e), (f), or (j) of
17 Section 6254.24 of the Government Code.

18 SEC. 19. Section 2167 of the Elections Code is amended to
19 read:

20 2167. (a) Upon the personal or written application of ~~any~~ *a*
21 person, the county elections official shall, at a fee not to exceed
22 one dollar and fifty cents (\$1.50), provide the applicant with a
23 certified copy of the entries upon the register relating to the
24 applicant.

25 (b) A certified copy of an uncanceled affidavit of registration
26 *or a certified copy of an uncanceled document that caused the*
27 *voter to be registered to vote pursuant to subdivision (a) of Section*
28 *2101.5* is prima facie evidence that the person named in the entry
29 is a voter of the county.

30 SEC. 20. Section 2180 of the Elections Code is amended to
31 read:

32 2180. (a) At least once, and more often if he or she deems it
33 necessary, within each two-year period commencing on the first
34 day of January in each odd-numbered year, the county elections
35 official shall have printed a complete index, by precinct, to the
36 affidavits of registration *and the duplicates of the documents that*
37 *caused voters to be registered to vote pursuant to subdivision (a)*
38 *of Section 2101.5* current at the date of printing.

39 (b) (1) The index shall contain the name, address, residence
40 telephone number if furnished, and political ~~affiliation~~ *party*

1 ~~preference of each voter,~~ *voter if furnished*, and also a ruled space
2 to the left of each name, within which to write, in figures, the line
3 number designating the position of the name of the voter on the
4 roster of voters.

5 (2) The name shall include the given name and the middle name
6 or initials, if any. At the affiant's option, the given name may be
7 preceded by the designation "Miss," "Ms.," "Mrs.," or "Mr."

8 (c) The index shall be printed in a size no smaller than
9 eight-point roman type on eight-point body and shall be arranged
10 in alphabetical order in accordance with the surnames of the voters.

11 (d) A space of not less than one-quarter inch or one line of
12 printing shall be left between the names of voters beginning with
13 one letter of the alphabet and those starting with the next letter of
14 the alphabet.

15 (e) Supplements of the same content and style may be printed
16 as need for them appears.

17 SEC. 21. Section 2181 of the Elections Code is amended to
18 read:

19 2181. In addition to printing a complete index within and for
20 each two-year period, as provided in Section 2180, the county
21 elections official may print and maintain one complete and
22 continuing index, by precinct, to the affidavits of registration and
23 *the duplicates of the documents that caused voters to be registered*
24 *to vote pursuant to subdivision (a) of Section 2101.5* and keep the
25 index current by supplements and deletions as provided in Sections
26 2180 and 2183, and by reprinting portions of the index by precinct,
27 as the need appears, the reprinted portions to contain the same
28 information concerning each voter and to be in the same style,
29 spacing, and type of print as provided in Section 2180.

30 SEC. 22. Section 2183 of the Elections Code is amended to
31 read:

32 2183. (a) The elections official shall supply copies of the index
33 and of supplements to the index, necessary to bring it up to date,
34 ~~for all elections~~ *an election* to be held within the county. The
35 county elections official shall also supply as many copies of the
36 index and supplements, not to exceed four in number, as may be
37 requested by the elections official of a city, school ~~district~~ *district*,
38 or other body. The name of ~~each~~ *a* voter whose affidavit of
39 registration *or registration made pursuant to subdivision (a) of*
40 *Section 2101.5* has been canceled shall be lined out of the index

1 and supplement. The county elections official may charge an
2 amount ~~as that~~ will reimburse the county for the expense incurred
3 in preparing and furnishing ~~a lined out—indexes index~~ of
4 registrations and supplements other than for those provided for by
5 Sections 2180 and 2182.

6 (b) In the case of a municipal election, an index provided
7 pursuant to this section shall be supplied to the city elections
8 official not less than 25 days prior to the day of the election for
9 which it is provided. If the index does not contain the names of all
10 people eligible to vote in the election, the county elections official
11 shall supply a supplement to the index, including all voters who
12 registered after the 54th day before the election, not less than seven
13 days prior to the election for which it is provided.

14 SEC. 23. Section 2187 of the Elections Code is amended to
15 read:

16 2187. (a) ~~Each~~ A county elections official shall send to the
17 Secretary of State, in a format described by the Secretary of State,
18 a summary statement of the number of voters in the county. The
19 statement shall show the total number of voters in the county, the
20 number registered ~~as—affiliated with~~ *preferring* each qualified
21 political party, the number registered in nonqualified parties, and
22 the number who declined to state ~~any a party affiliation: preference,~~
23 *and the number who have been registered as having no party*
24 *affiliation because of registration of the voter pursuant to*
25 *subdivision (a) of Section 2101.5.* The statement shall also show
26 the number of voters, by political ~~affiliations~~ *preference*, in each
27 city, supervisorial district, Assembly district, Senate district, and
28 congressional district located in whole or in part within the county.

29 (b) The Secretary of State, on the basis of the statements sent
30 by the county elections officials and within 30 days after receiving
31 those statements, shall compile a statewide list showing the number
32 of voters, by party ~~affiliations~~ *preference*, in the state and in each
33 county, city, supervisorial district, Assembly district, Senate
34 district, and congressional district in the state. A copy of this list
35 shall be made available, upon request, to any elector in this state.

36 (c) Each county that uses data-processing equipment to store
37 the information set forth in the affidavit of registration *or the*
38 *duplicate of the document that caused a person to be registered*
39 *to vote pursuant to subdivision (a) of Section 2101.5* shall send to
40 the Secretary of State one copy of the electronic data file with the

1 information requested by the Secretary of State. Each county that
2 does not use data-processing storage shall send to the Secretary
3 of State one copy of the index setting forth that information.

4 (d) The summary statements and the electronic data file copy
5 or the index shall be sent at the following times:

6 (1) On the 135th day before each presidential primary and before
7 each direct primary, with respect to voters registered on the 154th
8 day before the primary election.

9 (2) Not less than 50 days prior to the primary election, with
10 respect to voters registered on the 60th day before the primary
11 election.

12 (3) Not less than seven days prior to the primary election, with
13 respect to voters registered before the 14th day prior to the primary
14 election.

15 (4) Not less than 102 days prior to each presidential general
16 election, with respect to voters registered before the 123rd day
17 before the presidential general election.

18 (5) Not less than 50 days prior to the general election, with
19 respect to voters registered on the 60th day before the general
20 election.

21 (6) Not less than seven days prior to the general election, with
22 respect to voters registered before the 14th day prior to the general
23 election.

24 (7) On or before March 1 of each odd-numbered year, with
25 respect to voters registered as of February 10.

26 (e) The Secretary of State may adopt regulations prescribing
27 the content and format of the electronic data file or index referred
28 to in subdivision (c) and containing the registered voter information
29 ~~from the affidavits of registration.~~

30 (f) The Secretary of State may adopt regulations prescribing
31 additional regular reporting times, except that the total number of
32 reporting times in any one calendar year shall not exceed 12.

33 (g) The Secretary of State shall make the information from the
34 electronic data files or the printed indexes available, under
35 conditions prescribed by the Secretary of State, to any candidate
36 for federal, state, or local office, to any committee for or against
37 any proposed ballot measure, to any committee for or against any
38 initiative or referendum measure for which legal publication is
39 made, and to any person for election, scholarly or political research,
40 or governmental purposes as determined by the Secretary of State.

1 (h) For purposes of this section, “electronic data file” means
2 either a magnetic tape or a data file in an alternative electronic
3 format, at the discretion of the county elections official.

4 SEC. 24. Section 2189 of the Elections Code is amended to
5 read:

6 2189. Before the day of ~~any~~ *an* election held throughout the
7 county, the county elections official shall deliver to the precinct
8 board in each precinct three copies of the index to the affidavits
9 of registration *and the duplicates of the documents that caused*
10 *voters to be registered to vote pursuant to subdivision (a) of Section*
11 *2101.5* for that precinct, with canceled names lined out and with
12 necessary supplements to bring the index up to date. The index
13 and supplements shall constitute the register to be used at the
14 election.

15 SEC. 25. Section 2190 of the Elections Code is amended to
16 read:

17 2190. (a) If the county elections official maintains tabulating
18 cards containing the information set forth in the affidavits of
19 registration of ~~or~~ *voters and the duplicates of the documents that*
20 *caused voters to be registered to vote pursuant to subdivision (a)*
21 *of Section 2101.5, or sets forth that information on electronic data*
22 *processing tape, he or she shall provide, upon request, not less*
23 *than 30 days prior to each direct primary election and general*
24 *election, one set of those cards or a copy of the tape to the county*
25 *central committee of a party for all voters allowed to participate*
26 *in the subsequent direct primary election or general election. The*
27 *county elections official shall also furnish to the county central*
28 *committee, not less than seven days prior to each direct primary*
29 *election and general election, one set of those cards or a copy of*
30 *the tape of those voters who registered after the 54th day before*
31 *the election. The cards or tape shall be provided without charge,*
32 *except that the county central committee shall provide a*
33 *replacement for the tape.*

34 (b) In addition to those provided to county central committees,
35 the county elections official shall provide, upon request, a set of
36 cards or a copy of a tape to any candidate or committee specified
37 in Section 2184, provided that the candidate or committee
38 reimburses the county for whatever actual costs are involved in
39 providing this service.

1 SEC. 26. Section 2194 of the Elections Code is amended to
2 read:

3 2194. (a) Except as provided in Section 2194.1, the voter
4 registration card information identified in Section 6254.4 of the
5 Government Code:

6 (1) Shall be confidential and shall not appear on any computer
7 terminal, list, affidavit, duplicate affidavit, or other medium
8 routinely available to the public at the county elections official's
9 office.

10 (2) Shall not be used for any personal, private, or commercial
11 purpose, including, but not limited to:

12 (A) The harassment of any voter or voter's household.

13 (B) The advertising, solicitation, sale, or marketing of products
14 or services to any voter or voter's household.

15 (C) Reproduction in print, broadcast visual or audio, or display
16 on the Internet or any computer terminal unless pursuant to
17 paragraph (3).

18 (3) Shall be provided with respect to any voter, subject to the
19 provisions of Sections 2166.5, 2166.7, and 2188, to any candidate
20 for federal, state, or local office, to any committee for or against
21 any initiative or referendum measure for which legal publication
22 is made, and to any person for election, scholarly, journalistic, or
23 political purposes, or for governmental purposes, as determined
24 by the Secretary of State.

25 (b) (1) Notwithstanding any other ~~provision~~ of law, the
26 California driver's license number, the California identification
27 card number, the social security number, and any other unique
28 identifier used by the State of California for purposes of voter
29 identification shown on a voter registration card *or the duplicate*
30 *of the document that caused a person to be registered to vote*
31 *pursuant to subdivision (a) of Section 2101.5* of a registered voter,
32 or added to voter registration records to comply with the
33 requirements of the federal Help America Vote Act of 2002 (42
34 U.S.C. Sec. 15301 et seq.), are confidential and shall not be
35 disclosed to any person.

36 (2) Notwithstanding any other ~~provision~~ of law, the signature
37 of the voter shown on the voter registration card *or the duplicate*
38 *of the document that caused a person to be registered to vote*
39 *pursuant to subdivision (a) of Section 2101.5* is confidential and

1 shall not be disclosed to any person, except as provided in
2 subdivision (c).

3 (c) (1) The home address or signature of any voter shall be
4 released whenever the person's vote is challenged pursuant to
5 Sections 15105 to 15108, inclusive, or Article 3 (commencing
6 with Section 14240) of Chapter 3 of Division 14. The address or
7 signature shall be released only to the challenger, to elections
8 officials, and to other persons as necessary to make, defend against,
9 or adjudicate the challenge.

10 (2) An elections official shall permit a person to view the
11 signature of a voter for the purpose of determining whether the
12 signature matches a signature on an affidavit of registration, *the*
13 *duplicate of the document that caused a person to be registered*
14 *to vote pursuant to subdivision (a) of Section 2101.5*, or a petition,
15 but shall not permit a signature to be copied.

16 (d) A governmental entity, or officer or employee thereof, shall
17 not be held civilly liable as a result of disclosure of the information
18 referred to in this section, unless by a showing of gross negligence
19 or willfulness.

20 (e) For the purposes of this section, "voter's household" is
21 defined as the voter's place of residence or mailing address or any
22 persons who reside at the place of residence or use the mailing
23 address as supplied on the affidavit of registration pursuant to
24 paragraphs (3) and (4) of subdivision (a) of Section 2150 *or the*
25 *duplicate of the document that caused a person to be registered*
26 *to vote pursuant to subdivision (a) of Section 2101.5*.

27 SEC. 27. Section 2200 of the Elections Code is amended to
28 read:

29 2200. The registration of a voter is permanent for all purposes
30 during his or her life, unless and until the ~~affidavit of~~ registration
31 is canceled by the county elections official for any of the causes
32 specified in this article.

33 SEC. 28. Section 2202 of the Elections Code is amended to
34 read:

35 2202. (a) The county elections official shall preserve all
36 uncanceled affidavits of registration *and duplicates of the*
37 *documents that caused voters to be registered to vote pursuant to*
38 *subdivision (a) of Section 2101.5* in a secure manner that will
39 protect the confidentiality of the voter information consistent with
40 Section 2194.

1 The affidavits of registration *and duplicates of the documents*
2 *that caused voters to be registered to vote pursuant to subdivision*
3 *(a) of Section 2101.5* shall constitute the register required to be
4 kept by Article 5 (commencing with Section 2180) of Chapter 2.

5 (b) In lieu of maintaining uncanceled affidavits of ~~registration,~~
6 ~~registration and the duplicates of the documents that caused voters~~
7 ~~to be registered to vote pursuant to subdivision (a) of Section~~
8 ~~2101.5,~~ the county elections official may, following the first general
9 election after the date of registration, microfilm, record on optical
10 disc, or record on ~~any other~~ *another* electronic medium that does
11 not permit ~~additions, deletions, an addition, deletion, or changes~~
12 ~~change to the original document,~~ the uncanceled affidavits of
13 ~~registration. Any such use~~ *registration and the duplicates of the*
14 *documents that caused voters to be registered to vote pursuant to*
15 *subdivision (a) of Section 2101.5. Use of an electronic medium to*
16 *record uncanceled affidavits of registration and the duplicates of*
17 *the documents that caused voters to be registered to vote pursuant*
18 *to subdivision (a) of Section 2101.5* shall protect the security and
19 confidentiality of the voter information. The county elections
20 official may dispose of ~~any~~ uncanceled affidavits of registration
21 *and the duplicates of the documents that caused voters to be*
22 *registered to vote pursuant to subdivision (a) of Section 2101.5*
23 transferred pursuant to this section. The disposal of ~~any~~ uncanceled
24 affidavits *and the duplicates of the documents that caused voters*
25 *to be registered to vote pursuant to subdivision (a) of Section*
26 *2101.5* shall be performed in a manner that does not compromise
27 the security or confidentiality of the voter information contained
28 therein. ~~Any~~ A medium ~~utilized~~ *used* by the county elections
29 official shall meet the minimum standards, guidelines, or both, as
30 recommended by the American National Standards Institute or the
31 Association of Information and Image Management. For purposes
32 of this section, a duplicate copy of an affidavit of registration shall
33 be deemed an original.

34 SEC. 29. Section 2203 of the Elections Code is amended to
35 read:

36 2203. (a) Cancellation is made by writing or stamping on the
37 affidavit of registration *or the duplicate of the document that*
38 *caused the voter to be registered to vote pursuant to subdivision*
39 *(a) of Section 2101.5* the word “canceled,” the reason the affidavit
40 *registration* was canceled, and the date of cancellation.

(b) Whenever a voter transfers his or her registration from one precinct to another precinct in the same county, or reregisters in another precinct in the same county as shown by the new affidavit of registration, the county elections official shall immediately cancel the ~~affidavit of registration~~ from the precinct in which the voter was first registered, and shall remove the ~~affidavit registration~~ from the file of uncanceled ~~affidavits~~ *registrations*.

(c) Except as provided in Section 2119, whenever a voter removes from one county to another county and registers in the latter county, the county elections official of the county in which he or she was first registered, upon being informed of his or her removal either by the voter personally or by receipt of a notice of reregistration under Section 2118, shall likewise cancel his or her registration and remove the ~~affidavit of registration~~ in that county.

(d) The county elections official in distributing to each precinct the three indexes of registration, as required by Section 2189, shall cross out of those indexes the ~~names~~ *name* of ~~all voters~~ *a voter* whose ~~affidavits of registration~~ from the precinct ~~have~~ *has* been canceled.

SEC. 30. Section 2204 of the Elections Code is amended to read:

2204. Notwithstanding any other ~~provision of law~~, whenever a voter changes his or her residence within the same precinct, the voter's ~~affidavit of registration~~ shall not be ~~cancelled~~ *canceled*. Whenever notified by the voter, the elections official shall change the voter's affidavit of registration *or the duplicate of the document that caused the voter to be registered to vote pursuant to subdivision (a) of Section 2101.5* to reflect the new residence address within the same precinct.

SEC. 31. Section 2205 of the Elections Code, as enacted by Section 2 of Chapter 920 of the Statutes of 1994, is amended to read:

2205. The local registrar of births and deaths shall notify the county elections official not later than the 15th day of each month of all deceased persons 18 years of age and over, whose deaths were registered with him or her or of whose deaths he or she was notified by the state registrar of vital statistics during the preceding month. This notification shall include at least the name, sex, age, birthplace, birthdate, place of residence, date and place of death of each decedent.

1 The county elections official shall cancel the ~~affidavit of voter~~
2 registration of each deceased voter.

3 SEC. 32. Section 2205 of the Elections Code, as amended by
4 Section 5 of Chapter 364 of the Statutes of 2009, is amended to
5 read:

6 2205. The local registrar of births and deaths shall notify the
7 county elections official not later than the 15th day of each month
8 of all deceased persons 17 years of age and over, whose deaths
9 were registered with him or her or of whose deaths he or she was
10 notified by the State Registrar of Vital Statistics during the
11 preceding month. This notification shall include at least the name,
12 sex, age, birthplace, birth date, place of residence, and date and
13 place of death of each decedent.

14 The county elections official shall cancel the ~~affidavit of voter~~
15 registration of the deceased voter.

16 SEC. 33. Section 2206 of the Elections Code is amended to
17 read:

18 2206. The Secretary of State shall adopt regulations to facilitate
19 the availability of death statistics from the State Department of
20 ~~Health Services~~. *Public Health*. The data shall be used by county
21 elections officials in canceling the ~~affidavit of voter~~ registration
22 of deceased persons.

23 SEC. 34. Section 2212 of the Elections Code is amended to
24 read:

25 2212. The clerk of the superior court of ~~each~~ *the* county, on
26 the basis of the records of the court, shall furnish to the chief
27 elections official of the county, not less frequently than the first
28 day of April and the first day of September of each year, a
29 statement showing the names, addresses, and dates of birth of all
30 persons who have been convicted of felonies since the clerk's last
31 report. The elections official shall, during the first week of April
32 and the first week of September in each year, cancel the ~~affidavits~~
33 ~~of voter~~ registration of those persons who are currently imprisoned
34 or on parole for the conviction of a felony. The clerk shall certify
35 the statement under the seal of the court.

36 SEC. 35. Section 2221 of the Elections Code is amended to
37 read:

38 2221. (a) Based on the postal ~~notices~~ *notice* on the returned
39 residency confirmation ~~postcards~~ *postcard* received pursuant to

1 Section 2220, the county elections official shall take the following
2 actions:

3 (1) ~~The affidavits of voter registration of persons~~ *a person* whose
4 residency confirmation ~~postcards are~~ *postcard is* returned by the
5 post office as undeliverable and who ~~have~~ *has* no forwarding
6 address shall be placed in the inactive file pursuant to paragraph
7 (2) of subdivision (a) of Section 2226. ~~These persons~~ *This person*
8 shall be mailed the confirmation ~~notices~~ *notice* described in
9 subdivision (d) of Section 2225.

10 (2) ~~The affidavits of voter registration of persons~~ *a person* for
11 whom *a* forwarding ~~addresses~~ *address* within the county ~~are~~ *is*
12 received shall be corrected to reflect the new address provided by
13 the post office.

14 (3) ~~The affidavits of voter registration of persons~~ *a person* for
15 whom *a* forwarding ~~addresses~~ *address* outside of the county ~~are~~ *is*
16 received shall be placed in the inactive file pursuant to paragraph
17 (2) of subdivision (a) of Section 2226. ~~These persons~~ *This person*
18 shall be mailed the confirmation ~~notices~~ *notice* described in
19 subdivision (c) of Section 2225.

20 (b) ~~Blank affidavits~~ *A blank affidavit* of registration shall
21 immediately be mailed to the ~~addresses~~ *address* from which *a*
22 voter ~~registrations were~~ *registration was* canceled or changed
23 pursuant to this section.

24 (c) ~~All An address corrections and cancellations~~ *correction or*
25 *cancellation of affidavits of a voter* registration made pursuant to
26 this section shall be reflected on the voter index as required by
27 Section 2191.

28 SEC. 36. Section 3006 of the Elections Code is amended to
29 read:

30 3006. (a) A printed application that is to be distributed to a
31 voter for requesting a vote by mail voter's ballot shall inform the
32 voter that the application for the vote by mail voter's ballot must
33 be received by the elections official not later than seven days prior
34 to the date of the election and shall contain spaces for the
35 following:

36 (1) The printed name and residence address of the voter as it
37 appears on the affidavit of registration *or the duplicate of the*
38 *document that caused the voter to be registered to vote pursuant*
39 *to subdivision (a) of Section 2101.5.*

40 (2) The address to which the ballot is to be mailed.

1 (3) The voter's signature.

2 (4) The name and date of the election for which the request is
3 to be made.

4 (b) (1) The information required by paragraphs (1) and (4) of
5 subdivision (a) may be preprinted on the application. The
6 information required by paragraphs (2) and (3) of subdivision (a)
7 shall be personally affixed by the voter.

8 (2) An address, as required by paragraph (2) of subdivision (a),
9 may not be the address of a political party, a political campaign
10 headquarters, or a candidate's residence. However, a candidate,
11 his or her spouse, immediate family members, and any other voter
12 who shares the same residence address as the candidate may request
13 that a vote by mail ballot be mailed to the candidate's residence
14 address.

15 (3) An application that contains preprinted information shall
16 contain a conspicuously printed statement substantially similar to
17 the following: "You have the legal right to mail or deliver this
18 application directly to the local elections official of the county
19 where you reside."

20 (c) The application shall inform the voter that if he or she has
21 declined to disclose a preference for a political party, the voter
22 may request a vote by mail ballot for a particular political party
23 for the partisan primary election, if that political party has adopted
24 a party rule, duly noticed to the Secretary of State, authorizing that
25 vote. The application shall contain a toll-free telephone number,
26 established by the Secretary of State, that the voter may call to
27 access information regarding which political parties have adopted
28 such a rule. The application shall contain a checkoff box with a
29 conspicuously printed statement that reads substantially similar to
30 the following: "I have declined to disclose a preference for a
31 qualified political party. However, for this primary election only,
32 I request a vote by mail ballot for the _____ Party." The name
33 of the political party shall be personally affixed by the voter.

34 (d) The application shall provide the voter with information
35 concerning the procedure for establishing permanent vote by mail
36 voter status, and the basis upon which permanent vote by mail
37 voter status is claimed.

38 (e) The application shall be attested to by the voter as to the
39 truth and correctness of its content, and shall be signed under
40 penalty of perjury.

1 SEC. 37. Section 3007.5 of the Elections Code is amended to
2 read:

3 3007.5. (a) The Secretary of State shall prepare and distribute
4 to appropriate elections officials a uniform electronic application
5 format for a vote by mail voter's ballot that conforms to this
6 section.

7 (b) The uniform electronic application shall inform the voter
8 that the application for the vote by mail voter's ballot must be
9 received by the elections official not later than seven days prior
10 to the date of the election and shall contain spaces for at least the
11 following information:

12 (1) The name and residence address of the registered voter as
13 it appears on the affidavit of registration *or the duplicate of the*
14 *document that caused the voter to be registered to vote pursuant*
15 *to subdivision (a) of Section 2101.5.*

16 (2) The address to which the ballot is to be mailed.

17 (3) The name and date of the election for which the request is
18 made.

19 (4) The date of birth of the registered voter.

20 (c) The uniform electronic application shall inform the voter
21 that if he or she has declined to disclose a preference for a political
22 party, the voter may request a vote by mail ballot for a particular
23 political party for the partisan primary election, if that political
24 party has adopted a party rule, duly noticed to the Secretary of
25 State, authorizing that vote. The application shall contain a toll-free
26 telephone number, established by the Secretary of State, that the
27 voter may call to access information regarding which political
28 parties have adopted such a rule. The application shall list the
29 parties that have notified the Secretary of State of the adoption of
30 such a rule. The application shall contain a checkoff box with a
31 conspicuously printed statement that reads substantially similar to
32 the following: "I have declined to disclose a preference for a
33 qualified political party. However, for this primary election only,
34 I request a vote by mail ballot for the ____ Party." The name of
35 the political party shall be personally affixed by the voter.

36 (d) The uniform electronic application shall contain a
37 conspicuously printed statement substantially similar to the
38 following: "Only the registered voter himself or herself may apply
39 for a vote by mail ballot. An application for a vote by mail ballot

1 made by a person other than the registered voter is a criminal
2 offense.”

3 (e) The uniform electronic application shall include a statement
4 substantially similar to the following: “A ballot will not be sent to
5 you if this application is incomplete or inaccurate.”

6 (f) The uniform electronic application format shall not permit
7 the form to be electronically submitted unless all of the information
8 required to complete the application is contained in the appropriate
9 fields.

10 SEC. 38. Section 3009 of the Elections Code is amended to
11 read:

12 3009. (a) Upon receipt of ~~any~~ a vote by mail ballot application
13 signed by the voter that arrives within the proper time, the elections
14 official should determine if the signature and residence address
15 on the ballot application appear to be the same as that on the
16 original affidavit of ~~registration~~. *registration or the duplicate of*
17 *the document that caused the voter to be registered to vote pursuant*
18 *to subdivision (a) of Section 2101.5.* The elections official may
19 make this signature check upon receiving the voted ballot, but the
20 signature must be compared before the vote by mail voter ballot
21 is canvassed.

22 (b) If the elections official deems the applicant entitled to a vote
23 by mail voter’s ballot he or she shall deliver by mail or in person
24 the appropriate ballot. The ballot may be delivered to the applicant,
25 his or her spouse, child, parent, grandparent, grandchild, or sibling,
26 or a person residing in the same household as the vote by mail
27 voter, except that in no case shall the ballot be delivered to an
28 individual under 16 years of age. The elections official shall deliver
29 the vote by mail ballot to the applicant’s spouse, child, parent,
30 grandparent, grandchild, or sibling, or a person residing in the
31 same household as the vote by mail voter only if that person signs
32 a statement attested to under penalty of perjury that provides the
33 name of the applicant and his or her relationship to the applicant,
34 and affirms that he or she is 16 years of age or older, and is
35 authorized by the applicant to deliver the vote by mail ballot.

36 (c) (1) If the elections official determines that an application
37 does not contain all of the information prescribed in Section 3001
38 or 3006, or for any other reason is defective, and the elections
39 official is able to ascertain the voter’s address, the elections official
40 shall, within one working day of receiving the application, mail

1 the voter a vote by mail voter's ballot together with a notice. The
2 notice shall inform the voter that the voter's vote by mail voter's
3 ballot shall not be counted unless the applicant provides the
4 elections official with the missing information or corrects the
5 defects prior to, or at the time of, receipt of the voter's executed
6 vote by mail voter's ballot. The notice shall specifically inform
7 the voter of the information that is required or the reason for the
8 defects in the application, and shall state the procedure necessary
9 to remedy the defective application.

10 (2) If the voter substantially complies with the requirements
11 contained in the elections official's notice, the voter's ballot shall
12 be counted.

13 (3) In determining from the records of registration if the
14 signature and residence address on the application appear to be
15 the same as that on the original affidavit of ~~registration~~, *registration*
16 *or the duplicate of the document that caused the voter to be*
17 *registered to vote pursuant to subdivision (a) of Section 2101.5,*
18 *the elections official or registrar of voters may use the duplicate*
19 *file of affidavits of registered voters or the facsimiles of voter's*
20 *signatures, provided that the method of preparing and displaying*
21 *the facsimiles complies with the law.*

22 SEC. 39. Section 3011 of the Elections Code is amended to
23 read:

24 3011. (a) The identification envelope shall contain all of the
25 following:

26 (1) A declaration, under penalty of perjury, stating that the voter
27 resides within the precinct in which he or she is voting and is the
28 person whose name appears on the envelope.

29 (2) The signature of the voter.

30 (3) The residence address of the voter as shown on the affidavit
31 of ~~registration~~, *registration or the duplicate of the document that*
32 *caused the voter to be registered to vote pursuant to subdivision*
33 *(a) of Section 2101.5.*

34 (4) The date of signing.

35 (5) A notice that the envelope contains an official ballot and is
36 to be opened only by the canvassing board.

37 (6) A warning plainly stamped or printed on it that voting twice
38 constitutes a crime.

(7) A warning plainly stamped or printed on it that the voter must sign the envelope in his or her own handwriting in order for the ballot to be counted.

(8) A statement that the voter has neither applied, nor intends to apply, for a vote by mail voter's ballot from any other jurisdiction for the same election.

(9) The name of the person authorized by the voter to return the vote by mail ballot pursuant to Section 3017.

(10) The relationship to the voter of the person authorized to return the vote by mail ballot.

(11) The signature of the person authorized to return the vote by mail ballot.

(b) Except at a primary election for partisan office, and notwithstanding any other provision of law, the vote by mail voter's party affiliation may not be stamped or printed on the identification envelope.

SEC. 40. Section 3013 of the Elections Code is amended to read:

3013. Upon delivering or mailing a vote by mail voter's ballot, the elections official shall enter on the application of the vote by mail voter, or on the affidavit of ~~registration~~, *registration or the duplicate of the document that caused the voter to be registered to vote pursuant to subdivision (a) of Section 2101.5*, the type of ballot and the date of delivering or mailing. Before the election the elections official shall send to the inspector of each precinct in his or her county or city a list of the voters in that precinct applying for and receiving ballots under ~~the provisions of this chapter~~.

SEC. 41. Section 3019 of the Elections Code is amended to read:

3019. (a) Upon receipt of a vote by mail ballot, the elections official shall compare the signature on the identification envelope with either of the following to determine whether the signatures compare:

(1) The signature appearing on the voter's affidavit of registration or any previous affidavit of registration of the voter *or the duplicate of the document that caused the voter to be registered to vote pursuant to subdivision (a) of Section 2101.5*.

(2) The signature appearing on a form issued by an elections official that contains the voter's signature, that is part of the voter's

1 registration record, and that the elections official has determined
2 compares with the signature on the voter's affidavit of registration
3 or any previous affidavit of registration of the voter *or the duplicate*
4 *of the document that caused the voter to be registered to vote*
5 *pursuant to subdivision (a) of Section 2101.5.* The elections official
6 may make this determination by reviewing a series of signatures
7 appearing on official forms in the voter's registration record that
8 have been determined to compare, that demonstrates the
9 progression of the voter's signature, and makes evident that the
10 signature on the identification envelope is that of the voter.

11 (b) In comparing signatures pursuant to subdivision (a), the
12 elections official may use the duplicate file of affidavits of
13 registered voters, *the duplicate of the document that caused the*
14 *voter to be registered to vote pursuant to subdivision (a) of Section*
15 *2101.5,* or facsimiles of voters' signatures, provided that the
16 method of preparing and displaying the facsimiles complies with
17 the law.

18 (c) (1) If upon conducting the comparison of signatures pursuant
19 to subdivision (a) the elections official determines that the
20 signatures compare, he or she shall deposit the ballot, still in the
21 identification envelope, in a ballot container in his or her office.

22 (2) If upon conducting the comparison of signatures pursuant
23 to subdivision (a) the elections official determines that the
24 signatures do not compare, the identification envelope shall not
25 be opened and the ballot shall not be counted. The cause of the
26 rejection shall be written on the face of the identification envelope.

27 (d) The variation of a signature caused by the substitution of
28 initials for the first or middle name, or both, shall not be grounds
29 for the elections official to determine that the signatures do not
30 compare.

31 (e) A ballot shall not be removed from its identification envelope
32 until the time for processing ballots. A ballot shall not be rejected
33 for cause after the identification envelope has been opened.

34 SEC. 42. Section 3021 of the Elections Code is amended to
35 read:

36 3021. (a) After the close of the period for requesting a vote
37 by mail voter ~~ballots~~ *ballot* by mail ~~any~~ a voter unable to go to the
38 polls because of illness or disability resulting in his or her
39 confinement in a hospital, sanatorium, nursing home, or place of
40 ~~residence~~, *residence*; or ~~any~~ a voter unable because of a physical

1 handicap to go to his or her polling place or because of that
2 handicap is unable to vote at his or her polling place due to *an*
3 existing architectural ~~barriers~~ *barrier* at his or her polling place
4 denying him or her physical access to the polling place, voting
5 booth, or voting apparatus or ~~machinery~~, *machinery*; or ~~any~~ *a* voter
6 unable to go to his or her polling place because of ~~conditions~~ *a*
7 *condition* resulting in his or her absence from the precinct on
8 election day may request in a written statement, signed under
9 penalty of ~~perjury~~ *perjury*, that a ballot be delivered to him or her.
10 This written statement shall not be required if the vote by mail
11 ballot is voted in the office of the elections official as defined by
12 subdivision (b) of Section 3018, at the time of the request. This
13 ballot shall be delivered by the elections official to ~~any~~ *an*
14 authorized representative of the voter who presents this written
15 statement to the elections official.

16 (b) Before delivering the ballot the elections official may
17 compare the signature on the request with the signature on the
18 voter's affidavit of ~~registration~~, *registration or the duplicate of the*
19 *document that caused the voter to be registered to vote pursuant*
20 *to subdivision (a) of Section 2101.5*, but in any event, the signature
21 shall be compared before the vote by mail ballot is canvassed.

22 (c) The voter shall mark the ballot, place it in the identification
23 envelope, fill out and sign the ~~envelope~~ *envelope*, and return the
24 ballot, personally or through the authorized representative, to either
25 the elections official or ~~any~~ *a* polling place within the jurisdiction.

26 (d) These ballots shall be processed and counted in the same
27 manner as other vote by mail ballots.

28 SEC. 43. Section 3501 of the Elections Code is amended to
29 read:

30 3501. A new citizen registering to vote after the close of
31 registration shall provide the county elections official with proof
32 of citizenship prior to voting, and shall declare that he or she has
33 established residency in California. Upon receipt of proof of
34 citizenship and California residency, the county elections official
35 shall instate the affiant as a registered voter and include his or her
36 affidavit of registration in the permanent file of ~~affidavits~~, *voter*
37 *registrations*.

38 SEC. 44. Section 9094 of the Elections Code is amended to
39 read:

9094. (a) The Secretary of State shall mail ~~a ballot pamphlet~~
~~pamphlet to voters, a voter~~, in those instances in which the county
elections official uses data processing equipment to store the
information set forth in the affidavits of ~~registration~~, *registration*
and the duplicates of the documents that caused voters to be
registered to vote pursuant to subdivision (a) of Section 2101.5,
before the election at which ~~measures a measure~~ contained in the
ballot pamphlet ~~are~~ *is* to be voted on unless a voter has registered
fewer than 29 days before the election. The mailing shall
commence not less than 40 days before the election and shall be
completed no later than 21 days before the election for those voters
who registered on or before the 60th day before the election. The
Secretary of State shall mail one copy of the ballot pamphlet to
~~each~~ *a* registered voter at the postal address stated on the voter's
affidavit of ~~registration~~, *registration* or the *duplicate of the*
document that caused the voter to be registered to vote pursuant
to subdivision (a) of Section 2101.5, or the Secretary of State may
mail only one ballot pamphlet to two or more registered voters
having the same *surname and the same* postal address.

(b) In those instances in which the county elections official does
not utilize data processing equipment to store the information set
forth in the affidavits of ~~registration~~, *registration and the duplicates*
of the documents that caused voters to be registered to vote
pursuant to subdivision (a) of Section 2101.5, the Secretary of
State shall furnish ballot pamphlets to the county elections official
not less than 45 days before the election at which ~~measures a~~
measure contained in the ballot pamphlet ~~are~~ *is* to be voted on and
the county elections official shall mail ~~a ballot pamphlet~~ *pamphlet*
~~to voters, a voter~~, on the same dates and in the same manner
provided by subdivision (a).

(c) The Secretary of State shall provide for the mailing of *a*
~~ballot pamphlet~~ *pamphlet* to ~~voters~~ *a voter* registering after the
60th day before the election and before the 28th day before the
election, by either: (1) mailing in the manner as provided in
subdivision (a), or (2) requiring the county elections official to
mail ~~a ballot pamphlet~~ *pamphlet* to ~~those voters~~ *a voter* registering
in the county after the 60th day before the election and before the
28th day before the election pursuant to ~~the provisions of~~ this
section. The second mailing of ballot pamphlets shall be completed
no later than 10 days before the election. The county elections

1 official shall mail a ballot pamphlet to ~~any~~ a person requesting a
2 ballot pamphlet. Three copies, to be supplied by the Secretary of
3 State, shall be kept at every polling place, while an election is in
4 progress, so that they may be freely consulted by the voters.

5 SEC. 45. Section 14310 of the Elections Code, as amended by
6 Section 1 of Chapter 611 of the Statutes of 2009, is amended to
7 read:

8 14310. (a) At all elections, a voter claiming to be properly
9 registered but whose qualification or entitlement to vote cannot
10 be immediately established upon examination of the index of
11 registration for the precinct or upon examination of the records on
12 file with the county elections official, shall be entitled to vote a
13 provisional ballot as follows:

14 (1) An elections official shall advise the voter of the voter's
15 right to cast a provisional ballot.

16 (2) The voter shall be provided a provisional ballot, written
17 instructions regarding the process and procedures for casting the
18 provisional ballot, and a written affirmation regarding the voter's
19 registration and eligibility to vote. The written instructions shall
20 include the information set forth in subdivisions (c) and (d).

21 (3) The voter shall be required to execute, in the presence of an
22 elections official, the written affirmation stating that the voter is
23 eligible to vote and registered in the county where the voter desires
24 to vote.

25 (b) Once voted, the voter's ballot shall be sealed in a provisional
26 ballot envelope, and the ballot in its envelope shall be deposited
27 in the ballot box. All provisional ballots voted shall remain sealed
28 in their envelopes for return to the elections official in accordance
29 with the elections official's instructions. The provisional ballot
30 envelopes specified in this subdivision shall be a color different
31 than the color of, but printed substantially similar to, the envelopes
32 used for vote by mail ballots, and shall be completed in the same
33 manner as vote by mail envelopes.

34 (c) (1) During the official canvass, the elections official shall
35 examine the records with respect to all provisional ballots cast.
36 Using the procedures that apply to the comparison of signatures
37 on vote by mail ballots, the elections official shall compare the
38 signature on each provisional ballot envelope with the signature
39 on the voter's affidavit of registration *or the duplicate of the*
40 *document that caused the voter to be registered to vote pursuant*

1 *to subdivision (a) of Section 2101.5.* If the signatures do not
2 compare or the provisional ballot envelope is not signed, the ballot
3 shall be rejected. A variation of the signature caused by the
4 substitution of initials for the first or middle name, or both, shall
5 not invalidate the ballot.

6 (2) Provisional ballots shall not be included in any semiofficial
7 or official canvass, except upon: (A) the elections official's
8 establishing prior to the completion of the official canvass, from
9 the records in his or her office, the claimant's right to vote; or (B)
10 the order of a superior court in the county of the voter's residence.
11 A voter may seek the court order specified in this paragraph
12 regarding his or her own ballot at any time prior to completion of
13 the official canvass. Any judicial action or appeal shall have
14 priority over all other civil matters. No fee shall be charged to the
15 claimant by the clerk of the court for services rendered in an action
16 under this section.

17 (3) The provisional ballot of a voter who is otherwise entitled
18 to vote shall not be rejected because the voter did not cast his or
19 her ballot in the precinct to which he or she was assigned by the
20 elections official.

21 (A) If the ballot cast by the voter contains the same candidates
22 and measures on which the voter would have been entitled to vote
23 in his or her assigned precinct, the elections official shall count
24 the votes for the entire ballot.

25 (B) If the ballot cast by the voter contains candidates or
26 measures on which the voter would not have been entitled to vote
27 in his or her assigned precinct, the elections official shall count
28 only the votes for the candidates and measures on which the voter
29 was entitled to vote in his or her assigned precinct.

30 (d) The Secretary of State shall establish a free access system
31 that any voter who casts a provisional ballot may access to discover
32 whether the voter's provisional ballot was counted and, if not, the
33 reason why it was not counted.

34 (e) The Secretary of State may adopt appropriate regulations
35 for purposes of ensuring the uniform application of this section.

36 (f) This section shall apply to any vote by mail voter described
37 by Section 3015 who is unable to surrender his or her unvoted vote
38 by mail voter's ballot.

39 (g) Any existing supply of envelopes marked "special challenged
40 ballot" may be used until the supply is exhausted.

SEC. 46. Section 14310 of the Elections Code, as amended by Section 3 of Chapter 497 of the Statutes of 2012, is amended to read:

14310. (a) At all elections, a voter claiming to be properly registered, but whose qualification or entitlement to vote cannot be immediately established upon examination of the index of registration for the precinct or upon examination of the records on file with the county elections official, shall be entitled to vote a provisional ballot as follows:

(1) An elections official shall advise the voter of the voter's right to cast a provisional ballot.

(2) The voter shall be provided a provisional ballot, written instructions regarding the process and procedures for casting the ballot, and a written affirmation regarding the voter's registration and eligibility to vote. The written instructions shall include the information set forth in subdivisions (c) and (d).

(3) The voter shall be required to execute, in the presence of an elections official, the written affirmation stating that the voter is eligible to vote and registered in the county where the voter desires to vote.

(b) Once voted, the voter's ballot shall be sealed in a provisional ballot envelope, and the ballot in its envelope shall be deposited in the ballot box. All provisional ballots voted shall remain sealed in their envelopes for return to the elections official in accordance with the elections official's instructions. The provisional ballot envelopes specified in this subdivision shall be of a color different than the color of, but printed substantially similar to, the envelopes used for vote by mail ballots, and shall be completed in the same manner as vote by mail envelopes.

(c) (1) During the official canvass, the elections official shall examine the records with respect to all provisional ballots cast. Using the procedures that apply to the comparison of signatures on vote by mail ballots, the elections official shall compare the signature on each provisional ballot envelope with the signature on the voter's affidavit of registration *or the duplicate of the document that caused the voter to be registered to vote pursuant to subdivision (a) of Section 2101.5*. If the signatures do not compare or the provisional ballot envelope is not signed, the ballot shall be rejected. A variation of the signature caused by the

1 substitution of initials for the first or middle name, or both, shall
2 not invalidate the ballot.

3 (2) (A) Provisional ballots shall not be included in any
4 semiofficial or official canvass, except under one or more of the
5 following conditions:

6 (i) The elections official establishes prior to the completion of
7 the official canvass, from the records in his or her office, the
8 claimant's right to vote.

9 (ii) The provisional ballot has been cast and included in the
10 canvass pursuant to Article 4.5 (commencing with Section 2170)
11 of Chapter 2 of Division 2.

12 (iii) Upon the order of a superior court in the county of the
13 voter's residence.

14 (B) A voter may seek the court order specified in this paragraph
15 regarding his or her own ballot at any time prior to completion of
16 the official canvass. Any judicial action or appeal shall have
17 priority over all other civil matters. No fee shall be charged to the
18 claimant by the clerk of the court for services rendered in an action
19 under this section.

20 (3) The provisional ballot of a voter who is otherwise entitled
21 to vote shall not be rejected because the voter did not cast his or
22 her ballot in the precinct to which he or she was assigned by the
23 elections official.

24 (A) If the ballot cast by the voter contains the same candidates
25 and measures on which the voter would have been entitled to vote
26 in his or her assigned precinct, the elections official shall count
27 the votes for the entire ballot.

28 (B) If the ballot cast by the voter contains candidates or
29 measures on which the voter would not have been entitled to vote
30 in his or her assigned precinct, the elections official shall count
31 only the votes for the candidates and measures on which the voter
32 was entitled to vote in his or her assigned precinct.

33 (d) The Secretary of State shall establish a free access system
34 that any voter who casts a provisional ballot may access to discover
35 whether the voter's provisional ballot was counted and, if not, the
36 reason why it was not counted.

37 (e) The Secretary of State may adopt appropriate regulations
38 for purposes of ensuring the uniform application of this section.

1 (f) This section shall apply to any vote by mail voter described
2 by Section 3015 who is unable to surrender his or her unvoted vote
3 by mail voter's ballot.

4 (g) Any existing supply of envelopes marked "special challenged
5 ballot" may be used until the supply is exhausted.

6 SEC. 47. Section 16442 of the Elections Code is amended to
7 read:

8 16442. After the affidavit is filed with the clerk of the superior
9 court, a copy of the affidavit shall be personally served upon the
10 defendant or sent to him or her by registered mail in a sealed
11 envelope with postage prepaid, addressed to the defendant at the
12 place of residence named in his or her affidavit of ~~registration.~~
13 *registration or the duplicate of the document that caused the voter*
14 *to be registered to vote pursuant to subdivision (a) of Section*
15 *2101.5.* The contestant shall make an affidavit of mailing if he or
16 she serves the affidavit by mail, and *shall* file it on the same day
17 with the county elections official.

18 SEC. 48. Section 16462 of the Elections Code is amended to
19 read:

20 16462. No service other than as provided in this section need
21 be made upon the defendant. The affidavit shall be filed in the
22 office of the clerk of the superior court within five days after the
23 completion of the official canvass. Upon the filing of the ~~affidavit~~
24 *affidavit*, the county elections official shall forthwith post, in a
25 conspicuous place in his or her office, a copy of the affidavit. Upon
26 the filing of the affidavit and its posting, the superior court of the
27 county shall have jurisdiction of the subject matter and of the
28 parties to the contest. The contestant on the date of filing the
29 affidavit shall send by registered mail a copy thereof to the
30 defendant in a sealed envelope, with postage prepaid, addressed
31 to the defendant at the place of residence named in the affidavit
32 of registration of the ~~defendant,~~ *defendant or the duplicate of the*
33 *document that caused the defendant to be registered to vote*
34 *pursuant to subdivision (a) of Section 2101.5,* and shall make and
35 file an affidavit of mailing with the county elections official, which
36 shall become a part of the records of the contest.

37 SEC. 49. Section 17000 of the Elections Code is amended to
38 read:

39 17000. (a) The elections official shall preserve all canceled
40 original affidavits of registration *and the canceled duplicates of*

1 *the documents that caused voters to be registered to vote pursuant*
2 *to subdivision (a) of Section 2101.5 for a period of five years, after*
3 *which they may be destroyed by that officer.*

4 (b) In lieu of preserving the canceled original affidavit of
5 ~~registration~~, *registration or the duplicate of the document that*
6 *caused the voter to be registered to vote pursuant to subdivision*
7 *(a) of Section 2101.5, the elections official may, by filming or*
8 *other suitable method, record the canceled affidavit or the duplicate*
9 *of the document that caused the voter to be registered to vote*
10 *pursuant to subdivision (a) of Section 2101.5 and destroy the*
11 *affidavit or the duplicate of the document that caused the voter to*
12 *be registered to vote pursuant to subdivision (a) of Section 2101.5*
13 *following the first general election after the date of cancellation.*

14 SEC. 50. Section 17001 of the Elections Code is amended to
15 read:

16 17001. The elections official shall keep a copy of the index to
17 the affidavits of registration *and the duplicates of the documents*
18 *that caused voters to be registered to vote pursuant to subdivision*
19 *(a) of Section 2101.5 described in Section 2180 on file as a public*
20 *record for—election, election and political research, and*
21 *governmental purposes purposes, for a period of five years.*

22 SEC. 51. Section 6254.4 of the Government Code is amended
23 to read:

24 6254.4. (a) The home address, telephone number, e-mail
25 address, precinct number, or other number specified by the
26 Secretary of State for voter registration purposes, and prior
27 registration information shown on the voter registration card *or*
28 *the duplicate of the document that caused the voter to be registered*
29 *to vote pursuant to subdivision (a) of Section 2101.5 for—all a*
30 *registered voters, are voter, is confidential and shall not be*
31 *disclosed to—any a person, except pursuant to Section 2194 of the*
32 *Elections Code.*

33 (b) For purposes of this section, “home address” means street
34 address only, and does not include an individual’s city or post
35 office address.

36 (c) The California driver’s license number, the California
37 identification card number, the social security number, and any
38 other unique identifier used by the State of California for purposes
39 of voter identification shown on a voter registration card of a
40 ~~registered voter~~, *voter or the duplicate of the document that caused*

1 *the voter to be registered to vote pursuant to subdivision (a) of*
2 *Section 2101.5, or added to the voter registration records to comply*
3 *with the requirements of the Help America Vote Act of 2002 (42*
4 *U.S.C. Sec. 15301 et seq.), are confidential and shall not be*
5 *disclosed to any person.*

6 (d) The signature of the voter that is shown on the voter
7 registration card *or the duplicate of the document that caused the*
8 *voter to be registered to vote pursuant to subdivision (a) of Section*
9 *2101.5 is confidential and shall not be disclosed to any person.*

10 SEC. 52. Section 23365 of the Government Code is amended
11 to read:

12 23365. The elections official of the principal county shall
13 furnish to the officers of each precinct the supplies and equipment
14 as provided for in Sections 14105 and 14110 of the Elections Code.
15 The elections official of each other affected county from which
16 territory is proposed to be taken for the proposed county shall
17 provide to the officers of each precinct the indexes of registration
18 for the precincts of the proposed county within their respective
19 county. In addition, the elections official may, with the approval
20 of the board of supervisors, furnish the original books of affidavits
21 of registration *and the duplicates of the documents that caused*
22 *voters to be registered to vote pursuant to subdivision (a) of Section*
23 *2101.5 or other material necessary to verify signatures.*

24 SEC. 53. Section 23374.13 of the Government Code is amended
25 to read:

26 23374.13. The elections official of the principal county shall
27 furnish to the officers of each precinct in the approved county the
28 supplies and equipment as provided for in Sections 14105 and
29 14110 of the Elections Code. The elections official of each other
30 affected county shall provide to the officers of each precinct the
31 indexes of registration for the precincts of the approved county
32 within their respective county. In addition, the elections official
33 may, with the approval of the board of supervisors, furnish the
34 original books of affidavits of registration *and the duplicates of*
35 *the documents that caused voters to be registered to vote pursuant*
36 *to subdivision (a) of Section 2101.5 or other material necessary to*
37 *verify signatures.*

38 SEC. 54. Section 57051 of the Government Code is amended
39 to read:

1 57051. (a) At any time prior to the conclusion of the protest
2 hearing in the notice given by the executive officer, but not
3 thereafter, ~~any~~ an owner of land or ~~any~~ a registered voter within
4 inhabited territory that is the subject of a proposed change of
5 organization or reorganization, or ~~any~~ an owner of land within
6 uninhabited territory that is the subject of a proposed change of
7 organization or reorganization, may file a written protest against
8 the change of organization or reorganization. ~~Each~~ A written protest
9 shall state whether it is made by a landowner or registered voter
10 and shall include the same information that is required in a petition
11 for a change of organization or reorganization, as specified in
12 Section 56704, *or the duplicate of the document that caused the*
13 *voter to be registered to vote pursuant to subdivision (a) of Section*
14 *2101.5*. Protests may be made on behalf of an owner of land by
15 an agent authorized in writing by the owner to act as agent with
16 respect to that land. Protests may be made on behalf of a private
17 corporation which is an owner of land by any officer or employee
18 of the corporation without written authorization by the corporation
19 to act as agent in making that protest.

20 ~~Each~~
21 (b) A written protest shall show the date that each signature was
22 affixed to the protest. ~~All signatures~~ A signature without a date or
23 bearing a date prior to the date of publication of the notice shall
24 be disregarded for purposes of ascertaining the value of ~~any~~ a
25 written ~~protests~~ protest.

26 SEC. 55. Section 12500.5 is added to the Vehicle Code, to
27 read:

28 12500.5. (a) In addition to any other requirements set forth in
29 this division, the application for a new or renewed California
30 driver's license, instruction permit, junior permit, or identification
31 card shall:

32 (1) Request the information to establish whether the applicant
33 satisfies the requirements to be registered to vote pursuant to
34 Section 2101 of the Elections Code.

35 (2) Contain a method by which the applicant shall indicate
36 whether he or she is registered to vote.

37 (3) Contain a statement that, if the applicant satisfies the
38 requirements to vote pursuant to Section 2101 of the Elections
39 Code, he or she shall be registered to vote, unless he or she declines

1 to be registered to vote or has indicated that he or she is already
2 registered to vote.

3 (4) Contain a method by which the applicant may decline to be
4 registered to vote.

5 (5) Request any other information required by state or federal
6 law for a person to be registered to vote.

7 (b) The Department of Motor Vehicles shall transmit to the
8 county elections official for the county in which the applicant
9 resides a duplicate of the completed application for a new or
10 renewed California driver's license, instruction permit, junior
11 permit, or identification card of the applicant if all of the following
12 are satisfied:

13 (1) The applicant has completed the application in its entirety.

14 (2) The applicant has supplied sufficient information on the
15 application to indicate that he or she satisfies the requirements to
16 be registered to vote.

17 (3) The applicant has not indicated on the application that he
18 or she is already registered to vote.

19 (4) The applicant has not declined to be registered to vote on
20 the application.

21 (c) Except where a duty imposed by law requires otherwise, in
22 implementing this section, the Department of Motor Vehicles shall
23 comply with applicable federal and state law relating to privacy
24 and confidentiality of the information collected, shall collect only
25 the information necessary to implement this section, and shall not
26 share the information collected pursuant to this section with another
27 agency or person except for a purpose directly related to voter
28 registration.

29 (d) The Department of Motor Vehicles shall confer with the
30 Secretary of State and shall develop applications for a new or
31 renewed California driver's license, instruction permit, junior
32 permit, and identification card that are in compliance with this
33 section not later than July 1, 2015.

34 SEC. 56. Section 12950.5 of the Vehicle Code is amended to
35 read:

36 12950.5. (a) The department shall require ~~a digitized signature~~
37 *signature* on each driver's license. A digitized signature is an
38 electronic representation of a handwritten signature.

39 (b) The department shall provide to the Secretary of State the
40 digitized signature of ~~every~~ *a* person who registers to vote on the

1 voter registration card provided by the ~~department~~. *department or*
2 *who completes an application for a new or renewed California*
3 *driver's license, instruction permit, junior permit, or identification*
4 *card and does not decline to be registered to vote or has not*
5 *indicated that he or she is already registered to vote.*

6 (c) The department shall provide the Secretary of State with
7 change-of-address information for ~~every~~ *a* voter who indicates
8 that he or she desires to have his or her address changed for voter
9 registration purposes.

10 SEC. 57. Section 60211 of the Water Code is amended to read:

11 60211. ~~No~~ *A* person shall *not* vote at ~~any~~ *a* district election
12 held under the provisions of this act who is not a voter within the
13 meaning of the Elections Code, residing in the division of the
14 district in which he or she casts his or her vote. For the purpose of
15 registering voters who shall be entitled to vote at district elections,
16 the county elections official is authorized, in ~~any~~ *a* county in which
17 there is a district, to indicate upon the affidavit of registration *or*
18 *the duplicate of the document that caused the voter to be registered*
19 *to vote pursuant to subdivision (a) of Section 2101.5* whether the
20 voter is a voter of a district.

21 SEC. 58. If the Commission on State Mandates determines
22 that this act contains costs mandated by the state, reimbursement
23 to local agencies and school districts for those costs shall be made
24 pursuant to Part 7 (commencing with Section 17500) of Division
25 4 of Title 2 of the Government Code.